

Andrew M. Kohlmetz, OSB #955418  
Kohlmetz Steen & Hanrahan PC  
741 SW Lincoln Street  
Portland, OR 97201  
Tel: (503) 224-1104  
Fax: (503) 224-9417  
Email: andy@kshlawyers.com

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

UNITED STATES OF AMERICA, ) Case No. 3:16-CR-00051-BR-09  
                                )  
Plaintiff,                   )  
vs.                            )  
JASON PATRICK,             )  
Defendant.                 )  
                               )  
                               )  
                               )

---

The undersigned, Andrew M. Kohlmetz, CJA appointed counsel for the defendant herein, hereby swears and affirms under penalty of perjury that the following is true and correct:

- 1) I am an attorney licensed to practice in the State of Oregon and admitted to practice before this Court.
- 2) I was appointed counsel for defendant, Jason Patrick, in this prosecution, pursuant to the Criminal Justice Act, 18 U.S.C. 3006A by Order of the Honorable Anna J. Brown on February 8, 2016.
- 3) I make this Declaration in support of the attached Motion to Withdraw and to Allow Self-Representation
- 4) Defendant is currently charged by Superseding Indictment dated March 8, 2016, with one count of Conspiracy to Impede Officers of the United States in violation of 18 U.S.C. §

DECLARATION OF COUNSEL IN SUPPORT OF DEFENDANT'S MOTION TO WITHDRAW AND FOR  
SELF REPRESENTATION- 1

Kohlmetz Steen & Hanrahan PC.  
741 SW Lincoln Street  
Portland, OR 97201  
(503) 224-1104

372, one count of Possession of Firearms and Dangerous Weapons in Federal Facilities in violation of 18 U.S.C. §§ 930(b) and (2), and one count of Use and Carry of a Firearm in Relation to a Crime of Violence in violation of 18 U.S.C. §§ 924(c)(1)(A) and (2). There are 26 listed defendants under this single Indictment.

5) The defendant is one of the 26 protesters who have been charged with what has been broadly characterized as the occupation of the Malheur National Wildlife Refuge (“MNWR”) in Burns, Oregon. The action which ultimately led to this Superseding Indictment was the occupation of MNWR beginning on January 2, 2016 and continuing for approximately 42 days thereafter. However, the case evolved over the course of many months and has relevant antecedents in other federal districts dating back years. Some of the codefendants are charged in the District of Nevada in the related case of United States v. Cliven Bundy et. al., Case # 2:16-CR-00046.

6) Mr. Patrick has requested that I withdraw from his case and that he be allowed to represent himself.

7) Mr. Patrick objects to the appointment of standby counsel on the grounds that it will unduly interfere with his right to self-representation.

8) Mr. Patrick’s request that I withdraw in conjunction with his objection to the appointment of standby counsel are the only ethical issues raised by this request.

9) That I have made the CJA Panel office aware of my request and it is my understanding that they are awaiting the Court’s ruling in this matter before seeking another panel attorney to act as standby counsel herein.

Respectfully submitted under penalty of perjury on this 5<sup>th</sup> day of May, 2016.

*Andrew M. Kohlmetz*  
Andrew M Kohlmetz, OSB#085418  
Attorney for Defendant

DECLARATION OF COUNSEL IN SUPPORT OF DEFENDANT’S MOTION TO WITHDRAW AND FOR SELF REPRESENTATION- 2

Kohlmetz Steen & Hanrahan PC.  
741 SW Lincoln Street  
Portland, OR 97201  
(503) 224-1104